

PCT DHL 5060  
JC20 Rec'd PCT/PTO 07 MAY 2002

Utility Patent Application Docket No. **00977-US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
MARK LAWRENCE ) Group Art Unit: N/A  
)  
Serial No.: 10/049,408 ) Examiner: N/A  
)  
Filed: February 6, 2002 ) Costa Mesa, CA 92626  
)  
For: **VIRTUAL DESIGN STUDIO SYSTEM** ) April 24, 2002  
)

**REQUEST TO REVIVE ABANDONED APPLICATION**

Office of Initial Patent Examination  
Customer Service Center  
Commissioner for Patents  
Washington, D.C. 20231

Dear Commissioner:

Responsive to the Notice of Abandonment mailed April 16, 2002, copy enclosed, Applicant hereby requests that the Abandonment be withdrawn.

**REMARKS**

On February 6, 2002, Applicant's attorney forwarded a filing under 35 U.S.C. 371, copy enclosed, together with copy of postcard receipt. A check for \$472 was included therewith to pay the required filing fee (copy enclosed).

However, although the USPTO was paid for and performed both the ISA and the IPEA, the incorrect box was inadvertently checked on the transmittal letter. Therefore, since Applicant is a small entity and the ISA and IPEA were performed by the USPTO, but the claims did not satisfy provisions of PCT Article 33(1)-(4), the filing fee should have been either \$355 or \$370. Additionally, since

there were 23 additional claims, a further \$27 is due, or a total of from \$382 to \$397.

In conclusion, Applicant incorrectly overpaid the amount due by from \$90 to \$75 and this application should not have been abandoned.

Please reinstate this application and forward Applicant's attorney an Official Filing Receipt. Also, please refund Applicant the overpaid amount.

If there are any questions with regard to this request, please contact Applicant's attorney at the facsimile number or telephone number set forth below.

Respectfully submitted,

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on

April 24, 2002

(Date of deposit)

Dona L. Hogg

(Name of person making deposit)

Dona L. Hogg

(Signature)

4/24/02

(Date of signature)

James G. O'Neill

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UNITED STATES PATENT AND TRADEMARK OFFICE

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| U.S. APPLICATION NUMBER NO.   | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-------------------------------|-----------------------|------------------|
| 10/049,408                    | Mark Lawrence         | 00977-US         |
| INTERNATIONAL APPLICATION NO. |                       | PRIORITY DATE    |
| PCT/US00/22442                |                       | 08/16/2000       |
| I.A. FILING DATE              | PRIORITY DATE         |                  |

James G O'Neill  
 3151 Airway Avenue Suite K 105  
 Costa Mesa, CA 92626

**RECEIVED**  
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CONFIRMATION NO. 1069

371  
**ABANDONMENT/TERMINATION**  
**LETTER**



\*OC000000007857840\*

Date Mailed: 04/16/2002

## NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has made the following determination:

- Applicant has failed to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)).

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PATRICIA A BOOKER

Telephone: (703) 305-3738

## PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)



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COSTA MESA, CA 92626

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Date Feb 5, 2002

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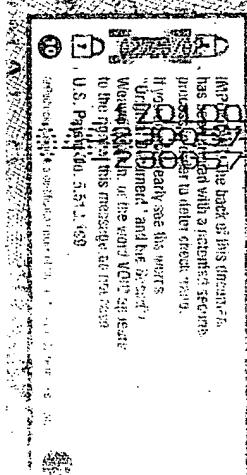
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### PLEASE DATE-STAMP AND RETURN

DOCKET NO.: 00977-US

APPLICANT: MARK LAWRENCE

FOR: PCT/US00/22442 - VIRTUAL DESIGN

STUDIO SYSTEM

DATE: FEBRUARY 6, 2002 → OF MAILING

ENCLOSED: 1 PAGE CERTIFICATE BY EXPRESS MAIL; 2 PAGE TRANSMITTAL LETTER; 2 PAGE DECLARATION/POWER OF ATTORNEY; 2 PAGE INTERNATIONAL SEARCH REPORT; CHECK NO. 1497 IN THE AMOUNT OF \$472 TO PAY THE FILING FEE; AND RETURN RECEIPT POSTCARD.

→ 3 PAGE  
PRELIMINARY  
EXAMINATION  
REPORT;

JG07 Rec'd PCT/PTO 06 FEB 2002

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